

Amendments to Claims

Agent for Applicant has considered Examiner's comments and in light of same respectfully requests the following amendments to the claims without adding any new subject matter, namely:

1. [Four x Amended] A device for scaring birds comprising:
- (a) a silhouette of a bird of prey having at least two holes therethrough;
 - (b) a first swivel attached to one of said holes, and a second swivel attached to said other hole;
 - [(b)](c) a first line having one end rotatably attached to [one of said holes] said first swivel;
 - [(c)](d) a second line having one end rotatably attached to said [other hole] second swivel;
 - [(d)](e) a third line having:
 - (i) one end rotatably attached directly to one of said swivels [holes and to said one end of said first line]; and
 - (ii) another end rotatably attached directly to said other swivel [hole and to said one end of said second line, for rotation of said third line relative said first and second lines without tangling said lines relative said holes and]

so as to maintain continuity between said one end of said first and second lines respectively when said first and second lines become unattached from said holes respectively.

2. CANCEL

3. CANCELLED

4. CANCELLED

5. [Thrice Amended] A device as claimed in claim 1 wherein said third line is selected to be substantially the length between said holes when connected to said [holes] first and second swivels.

6. [As Filed] A device as claimed in claim 5 wherein said silhouette comprises a vinyl panel having an outline of a bird of prey.

7. [As Filed] A device as claimed in claim 6 wherein said first line has another end adapted to be secured to an object above ground and said second line has another end adapted to be secured to the ground.

8. [As Filed] A device as claimed in claim 7 wherein said panel freely rotates about said first and second lines.

9. [As Filed] A device as claimed in claim 8 wherein said panel is colored and shiny and reflects light as said panel freely rotates about said line.

~~10. [As Filed] A device as claimed in claim 9 wherein said other end of said first line is adapted to be attached to the top of a building.~~

11. [Twice Amended] A device as claimed in claim 10 wherein said holes include grommets for reinforcing said holes.

12. CANCEL

13. [Four x Amended] A device for scaring birds comprising:
- (a) a thin vinyl sheet profiling a bird of prey, said sheet including first and second holes there through;
 - (b) first and second grommets for reinforcing said first and second holes;
 - (c) a first swivel connected to said first grommet, said first swivel including first rotatable means having first hole attaching means at one end and first line attaching means at another end;
 - (d) a second swivel connected to said second grommet, said second swivel including second rotatable means having second hole attaching means at one end and second line attaching means at another end;
 - (e) a first line having an end connected to said first line attaching means at said first rotatable means for rotatable movement thereabouts;
 - (f) a second line having an end connected to said second line attaching means at said second rotatable means for rotatable movement thereabout;
 - (g) a safety line having one end directly connected to said first [hole attaching means] swivel and another end directly connected to said second [hole attaching means for rotation of said third line relative said first and second lines without tangling said lines relative said holes] swivel.

14. [As Filed] A device as claimed in claim 13 wherein said first line has another end adapted to be attached to a building, and wherein said second line has another end adapted to be attached to the ground.
15. [As Filed] A device as claimed in claim 14 wherein said vinyl sheet is black and shiny and reflects light as said sheet rotates about said first and second lines so as to scare birds.
16. [As Filed] A device as claimed in claim 13 wherein said first line has another end adapted to be attached to a kite and wherein said second line has another end adapted to be attached to an object
17. [As Filed] A device as claimed in claim 13 wherein said first line has another end adapted to an upright post, and wherein said second line has another end adapted to be attached to an upright post.
18. [Four x Amended] A method of scaring birds comprising the steps of:
- (a) securing the silhouette of a bird of prey in position by:
 - (i) connecting one end of a first swivel [rotatable means] to a first hole;
 - (ii) connecting a first end of said first line to [another end] of said first swivel [rotatable means];
 - (iii) ~~connecting one end of a second swivel [rotatable means] to a second hole;~~
 - (iv) connecting a first end of said second line to [another end of] said second swivel [rotatable means];

(b) reinforcing said silhouette from breakage by directly connecting one end of a safety line across said silhouette to said first swivel [other end of said first rotatable means] and directly connecting another end of said safety line to said second swivel [other end of said second rotatable means];

(c) moving said silhouette by wind so as to scare said birds whereby said safety line rotates relative said first and second lines without tangling said lines relative said holes.

19. [As Filed] A method of scaring birds as claimed in claim 18 wherein another end of said first line is connected to the top of a building, and another end of said second line is connected to the ground, so as to scare birds away from a building.

20. [As Filed] A method of scaring birds as claimed in claim 18 wherein another end of said first line is connected to a kite, and another end of said second line is connected to an object so as to scare birds away from a field.

21. [Amended] A method as claimed in claim 18 including the step of maintaining the continuity between said first end of said first line and said first end of said second line when said first and second lines become disconnected from said holes.

22. [Amended] A method as claimed in claim 18 wherein the length of said safety line is selected to be substantially the length between said holes when said safety line is connected to said holes.

23. [Previously Presented] A device as claimed in claim 13 wherein said first, second and third lines comprise of a material selected from a group of nylon and braided dacron.

- 7 -

24. [Previously Presented] A device as claimed in claim 23 wherein said third line extends between said holes.

25. [New] A device as claimed in claim 13 wherein said one end of said safety line is directly connected to said first hole attaching means of said first swivel and said other end of said safety line is directly attached to said second hole attaching means of said second swivel.